

Filed for intro on 04/10/95
House Bill _____
By _____

Senate No. SB1864
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AN ACT to repeal Chapter 436 of the Private Acts of 1933, as amended by Chapter 122 of the Private Acts of 1965, and all other acts amendatory thereto; to divide Henry County into school districts; and to provide for the number, election and terms of members of the Henry County Board of Education.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 436 of the Private Acts of 1933, as amended by Chapter 122 of the Private Acts of 1965, and all other acts amendatory thereto are hereby repealed.

SECTION 2. The Henry County Board of Education (the "Board") shall consist of six (6) members, with one member of the board being elected by the qualified voters in each school district, on a non-partisan basis. Board members shall be elected to staggered four (4) year terms so that every two (2) years the terms of one-half the members of the board shall expire,

with the odd-numbered districts expiring at the same time, and the even-numbered districts expiring at the same time. Persons elected in the regular August general elections shall take office on September 1 following the election and shall serve until their successors are duly elected and qualified.

SECTION 4. During the transition from six (6) year terms of office to the four (4) year terms provided for in this act, all incumbent board members shall remain on the Board until the expiration of their current terms. To establish staggered four (4) year terms, beginning with the August 1996 elections the Board shall be elected as follows: At the August 1996 general election, one member shall be elected from District 1 to a four (4) year term, and one member shall be elected from District 4 to a two (2) year term. At the August 1998 general election, one member shall be elected from each of Districts 2, 4 and 6 to four (4) year terms, and one member shall be elected from each of Districts 3 and 5 to two (2) year terms. Thereafter, all board members shall be elected to four (4) year terms as their terms expire. Upon the expiration of the current term in 1998 of the incumbent Board member elected at-large, the at-large position on the board is abolished.

SECTION 5. The Henry County Board of Education shall have the same powers, duties, privileges and qualifications as the local board of education established pursuant to Tennessee Code Annotated, Title 49, except as may be otherwise provided herein. SECTION 6. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Act which can be given effect without the invalid provision or application and to that end the provisions of this act are declared to be severable.

SECTION 7. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the county legislative body of Henry County. Its approval or nonapproval shall be proclaimed by the presiding officer of the county legislative body of Henry County and certified to the Secretary of State.

SECTION 8. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 7.

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